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INNOVATION VENTURES, LLC and LIVING ESSENTIALS, LLC

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA

17 INNOVATION VENTURES, LLC and LIVING  
18 ESSENTIALS, LLC,

19 Plaintiffs,

20 -against-

21 PITTSBURG WHOLESALE GROCERS, INC.,  
22 d/b/a PITCO FOODS, et al.,

23 Defendants.  
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NORTHERN DISTRICT OF CALIFORNIA

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NORTHERN DISTRICT OF CALIFORNIA

12 Civ. 5523 (WHA)

STIPULATION OF DISMISSAL OF  
DEFENDANTS KOAMEX GENERAL  
WHOLESALE AND YOUNG H. KIM  
AND ~~PROPOSED~~ ORDER

FILED UNDER SEAL

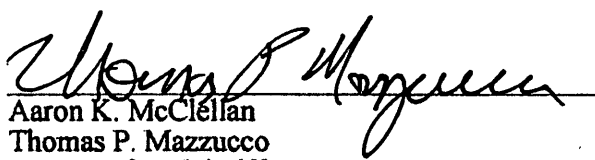
1 IT IS HEREBY STIPULATED by and between Plaintiffs Innovation Ventures, LLC, and  
2 Living Essentials, LLC and Defendants Koamex General Wholesale, Inc. and Young H. Kim a.k.a.  
3 Yong Hwam Kim (collectively, the "Koamex Defendants") by and through their counsel, that the  
4 Koamex Defendants are hereby dismissed without prejudice pursuant to Fed. R. Civ. P. 41 and that  
5 each party will bear its own costs. Plaintiffs and their surety, American Contractors Indemnity  
6 Company, are released from any and all liability under the bonds filed in this case (including Bond  
7 Nos. 1000772114 and 1000772115).

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9  
10 CONSENTED AND AGREED TO BY:

11 Dated: November 7, 2012

MURPHY, PEARSON, BRADLEY & FEENEY

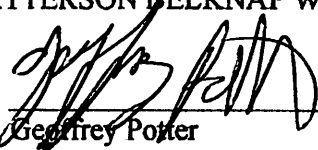
12  
13 By

  
Aaron K. McClellan  
Thomas P. Mazzucco  
Attorney for Plaintiffs  
Innovation Ventures, LLC, and Living Essentials,  
LLC

14  
15  
16 Dated: November 6, 2012

PATTERSON BELKNAP WEBB & TYLER LLP


17  
18 By

  
Geoffrey Potter  
Christos Yatrakis  
Attorneys for Plaintiffs  
Innovation Ventures, LLC, and Living Essentials,  
LLC

19  
20  
21 Dated: November 6, 2012

LTL TRIAL ATTORNEYS

22  
23  
24 By

  
Kevin Bringuel  
Attorney for Defendants  
Koamex General Wholesale, Inc. and Yong H. Kim

1  
2  
3 UPON THE STIPULATION AND AGREEMENT by and between the undersigned counsel for  
4 Plaintiffs Innovation Ventures, LLC, and Living Essentials, LLC, and defendants Koamex General  
5 Wholesale, Inc. and Young H. Kim a.k.a. Yong Hwam Kim, it hereby is ORDERED that the Koamex  
6 Defendants are hereby dismissed without prejudice.  
7

8  
9 SO ORDERED:

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11 UNITED STATES DISTRICT JUDGE  
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CERTIFICATE OF SERVICE

I, Tanya L. Hill, declare:

I am a citizen of the United States, am over the age of eighteen years, and am not a party to or interested in the within entitled cause. My business address is 88 Kearny Street, 10th Floor, San Francisco, California 94108-5530.

On November 7, 2012, I served the following document(s) on the parties in the within action:

STIPULATION AND ORDER

	<b>BY MAIL:</b> I am familiar with the business practice for collection and processing of mail. The above-described document(s) will be enclosed in a sealed envelope, with first class postage thereon fully prepaid, and deposited with the United States Postal Service at San Francisco, California on this date, addressed as follows:
	<b>BY HAND:</b> The above-described document(s) will be placed in a sealed envelope which will be hand-delivered on this same date by _____, addressed as follows:
X	<b>VIA FACSIMILE:</b> The above-described document(s) was transmitted via facsimile from the fax number shown on the attached facsimile report, at the time shown on the attached facsimile report, and the attached facsimile report reported no error in transmission and was properly issued from the transmitting facsimile machine, and a copy of same was mailed, on this same date to the following:

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aka David Heikali  
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Santa Monica, CA 90404  
FAX: 310-453-9178

Attorney For Manoucherhr Heikali  
IN PRO PER

Aziz Heikali  
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aka Ed Heikali  
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Attorney For Aziz Heikali aka Ed Heikali  
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X	<b>VIA E-MAIL:</b> Based on a court order or an agreement of the parties to accept service by e-mail, I attached the above-described document(s) to an e-mail message, and invoked the send command to transmit the e-mail message to the person(s) at the following e-mail address(es). I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.
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Attorney For Defendants  
DAN-DEE COMPANY, INC.; FADI ATTIQ;  
KEVIN ATTIQ

29 I declare under penalty of perjury under the laws of the State of California that the foregoing is  
30 a true and correct statement and that this Certificate was executed on November 7, 2012.

31 By   
32 Tanya L. Hill